

Applicant : Russell Whitaker et al.
Appln. No. : 10/606,139
Page -15-

REMARKS

Claims 1-19 are currently pending in the present application. Reconsideration of the rejected claims in light of the enclosed amendments and remarks is respectfully requested. Applicants gratefully acknowledge the allowance of claim 19, and the allowability of claims 1-10, 12-16 and 18. Claim 12 has been amended into independent form, and is therefore in condition for allowance, as are claims 12-16 and 18 which depend therefrom.

OBJECTIONS TO THE SPECIFICATION

The specification has been amended to address each and every objection as raised by the Examiner.

REJECTIONS UNDER 35 U.S.C. §112:

Claims 1-10 were rejected under 35 U.S.C. §112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which Applicant regards as the invention. Claim 1 has been amended to address the Examiner's concern for insufficient antecedent basis.

Accordingly, claim 1 is in condition for allowance. Claims 2-10 depend from claim 1 which is in condition for allowance as noted above, and are therefore also in condition for allowance.

REJECTIONS UNDER 35 U.S.C. §102:

Claims 11 and 17 were rejected under 35 U.S.C. §102(e) as being anticipated by Timm, U.S. Patent No. 6,450,467. Claim 11, as amended, defines an adjustable

Applicant : Russell Whitaker et al.
Appln. No. : 10/606,139
Page -16-

keyboard support mechanism that includes, among other things, a mounting bracket adapted for attachment to a support surface, a support arm having a first end thereof pivotally coupled with the mounting bracket, and a second end, a platform having a first section operably coupled to the second end of the support arm, and a second section pivotally coupled to the first section of the platform, and an adjustment mechanism. Timm '467 discloses a workstation-engaging member (30) having a pair of downwardly-extending supports (34) fixedly attached to the workstation engaging member (30). As amended, claim 11 clearly defines the first end of the support arm as being pivotally coupled with the mounting bracket. Therefore, Timm '467 cannot anticipate that which is defined in claim 11.

Accordingly, claim 11 is in condition for allowance.

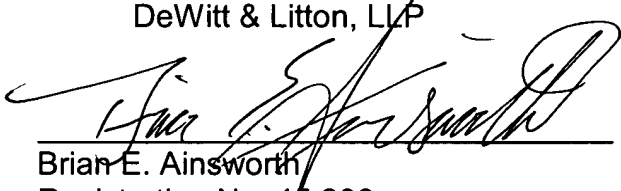
Accordingly, claims 1-19 are in condition for allowance and a Notice of Allowability is earnestly solicited.

Respectfully submitted,

RUSSELL WHITAKER ET AL.

By: Price, Heneveld, Cooper,
DeWitt & Litton, LLP

10-12-04
Date



Brian E. Ainsworth
Registration No. 45 808
695 Kenmoor, S.E.
Post Office Box 2567
Grand Rapids, Michigan 49501
(616) 949-9610

BEA:kjc